

1 the laws to proceed with regard to the ban on
2 obscenity.

3 Q. Is that the program on 2 Live Crew?

4 A. That's correct. The last sentence explains
5 that the has has instituted a ban on indecency and he
6 licits the viewers to pray and encourage the law to
7 proceed.

8 Q. All right.

9 A. On Page 22.

10 Q. 22?

11 A. Yes, bottom of the page.

12 Q. The bottom of the page?

13 A. Uh-huh.

14 Q. As that's the program on October 17, 1990?

15 A. That's correct. It says, "Prison officials
16 stated that repeat offenders became manipulative and
17 untrustworthy. Viewers are told to become involved
18 in legislating good education for all and laws to
19 prevent crime and punish repeat offenders."

20 Q. Punish repeat offenders, is what you have
21 in mind?

22 A. That's right.

23 Top of page 37.

24 Q. What is the date of that?

25 A. There is no date on it. It says continued,

1 but it doesn't appear to be continued from the
2 previous page. Just the very top of the page talks
3 about a survey done that found that one and a half
4 million childred are still awake at 1:00 a.m. Wildmon
5 gives name of people to write in protest of such
6 pornography. He also gives organization names, such
7 as Holiday Inn that shows porn movies.

8 Q. All right. There appears to be a
9 discontinuity in the exhibit.

10 A. Right.

11 Q. Go ahead.

12 A. Top of Page 38, date 6-6-88, Little urges
13 viewers to call and write their elected
14 representatives and callfor actively addressing the
15 drug problem.

16 Q. That's not quite calling for increased
17 penalties for crime?

18 A. Not increased penalties, but I assume
19 that's what they're talking about because in the full
20 paragraph they discuss the various types of crime.

21 Q. I understand that. I asked for your views.

22 A. Bottom of Page 38.

23 Q. That appears to be the beginning of the
24 program that seems to have -- It looks like 37 and 38
25 were reversed, is that fair to say?

1 A. Looks like it.

2 Q. Again, we're back at pornography and
3 obscenity on the air?

4 A. Right.

5 Q. Off the record for a moment.

6 (Thereupon, a discussion was held off the
7 record.)

8 A. I believe that's it.

9 Q. Thank you.

10 Now, of the programs you identified, did
11 you actually see any of the programs on Channel 45,
12 any of those that you had specifically identified?

13 A. No.

14 Q. Going back to the time that you were
15 talking to Mr. Honig or to Mr. Shanks, did either of
16 them ask you how much time you spent viewing Channel
17 45?

18 A. Probably, I believe so.

19 Q. Probably yes?

20 A. Yes.

21 Q. And what was your response to that?

22 A. Not very much time.

23 Q. We're locked in this proceeding to a
24 particular time frame, the years 1987 through 1991,
25 so I must ask you how much time did you spend viewing

1 Channel 45 in calendar year 1991?

2 A. Oh, goodness, I don't recall. It wasn't
3 very much, however.

4 Q. You would give the same answer for each of
5 the other years?

6 A. That's right.

7 Q. Have you ever consistently viewed any
8 particular program appearing at any particular time
9 of day on Channel 45?

10 A. No.

11 Q. It's fair to say if you've seen anything on
12 Channel 45 it was just incidental?

13 A. That's right, like just flipping through
14 the channels, stopping to watch what was going
15 on.

16 Q. Would I be correct in gathering as a factor
17 all matter from Paragraph 7 of your statement that
18 the State of Florida does not engage in any efforts
19 to rehabilitate prisons, is that what you're
20 telling -- prisoners?

21 A. They have some minor efforts to
22 rehabilitate people. In 1983, they passed sentencing
23 guidelines and there's a specific statement in there
24 that rehabilitation is not the main aim for the
25 prisons in Florida, punishment is.

1 Q. If the State does not engage in
2 rehabilitation, it is your view, I take it, that
3 society somehow should be involved in rehabilitation?

4 A. I think both, the society and the State
5 should be involved in rehabilitation. I think there
6 is a particular need when the State refuses to do it.

7 Q. As you reviewed the programs that are
8 summarized in Trinity Exhibit 8 you did find numerous
9 references, did you not, to rehabilitation by
10 religious groups?

11 A. Yes, I did.

12 Q. I want to identify just a few. Would you
13 look at Page 45, Trinity Exhibit 8.

14 A. Okay.

15 Q. The program on August 9, 1989, that's an
16 example, is it not, of your finding a program in here
17 which expressed an interest or a positive attitude
18 towards rehabilitation?

19 A. That's correct.

20 Q. Would it be fair to say that your view is
21 that rehabilitation through religion is certainly not
22 a universal prescription for effective
23 rehabilitation?

24 A. I'm not sure what you mean by that question
25 exactly. I think that many people can be helped by

1 religion and to help rehabilitate themselves. I
2 don't think that religion is the only way. I don't
3 think that -- I think that many people have a great
4 deal of difficulty with religion and those efforts
5 don't work with them.

6 Q. As a very knowledgeable person in this
7 field of which rehabilitation is a part, would it be
8 fair to say that you would not want religious groups
9 to stop their efforts that by their own rights are
10 directed toward rehabilitation?

11 A. No.

12 Q. I'd like to turn to another topic that you
13 discuss particularly in Paragraph 6 of your
14 Declaration.

15 A. Uh-huh.

16 Q. And also in Paragraph 5.

17 A. Okay.

18 Q. The senior citizen matter. Would you look
19 at Exhibit 8 on Page 11, the program on February 8,
20 1991, the program summarized at the bottom of the
21 page, would you just glance over that briefly?

22 A. Okay.

23 Q. You'd agree, wouldn't you, that at least
24 that program description here reflects an effort to
25 tell senior citizens things to do to protect

1 themselves against criminals?

2 A. Yes.

3 Q. Would you look at Page 4, the program on
4 July 6, 1991?

5 A. Uh-huh.

6 Q. Same question, isn't that also an effort on
7 the part of the station, as far as we can tell from
8 this synopsis, to advise senior citizens things they
9 can do to protect themselves against crime?

10 A. Right. But both of those talk about sort
11 of street crimes that happen to senior citizens
12 generally. In my Declaration I talk about some of
13 the kinds of crimes that a great number of senior
14 citizens fall prey to that they make no mention of or
15 no effort to educate people about.

16 Q. So you would agree then that while the two
17 programs I mentioned reflect an effort to advise
18 senior citizens, they don't go into areas that you
19 think should also be gone into?

20 A. Right.

21 Q. And that's really all you were saying?

22 A. Well, I do see the two positions that
23 you've mentioned and I noted them when I read through
24 it. You know, while it says this is really about
25 senior citizens, this is more a general how to

1 protect yourself against crimes rather than really
2 focus on senior citizens.

3 I guess it does focus on senior citizens,
4 what they said, but it doesn't focus on the types of
5 crimes than they're more likely to be faced with than
6 the general public. You shouldn't leave your purse
7 in the supermarket. If you're eight or eighteen, you
8 shouldn't leave your purse in the cart in the
9 supermarket.

10 Q. Go back to your conversations with
11 Mr. Honig and with Mr. Shanks. You did make it clear
12 to them that you had done virtually no viewing except
13 casual and incidental viewing of Channel 45?

14 A. That's right.

15 Q. Was it then that they made available to you
16 the document that we're now calling Trinity Exhibit
17 8?

18 A. Yes.

19 Q. So really all that you know about the
20 programming on Channel 45 is what you have read in
21 Trinity Exhibit 8?

22 A. Yes.

23 MR. MULLIN: I have nothing further.

24 MS. ROBINSON: No redirect.

25 (Whereupon, the deposition was concluded)

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AND FURTHER DEPONENT SAITH NOT

RODNEY THAXTON

SWORN TO AND SUBSCRIBED TO before me on this
day of , 1993, in the City of
Fort Lauderdale, Broward County, Florida.

Notary Public - State of Flo

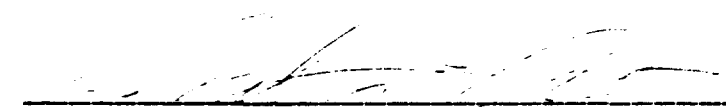
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CERTIFICATE OF OATH

STATE OF FLORIDA)
COUNTY OF BROWARD)

I, the undersigned authority, certify that
RODNEY THAXTON personally appeared before me and
was duly sworn.

WITNESS my hand and official seal this
11th day of October, 1993.



JODY L. WARREN
Notary Public - State of Florida
My Commission Expires: 2/18/95



CERTIFICATE

STATE OF FLORIDA:

SS.

COUNTY OF BROWARD:

I, JODY L. WARREN, being a Shorthand Reporter and a Notary Public for the State of Florida at Large, do hereby certify that I was authorized to and did stenographically report the foregoing deposition; and that said transcript is a true record of the testimony given by the witness.


I further certify that I am not an attorney or counsel of any of the parties, nor a relative or employee of any attorney or counsel connected with the action, nor financially interested in the action.

Dated this 11th day of October, 1993.


JODY L. WARREN

STATE OF FLORIDA)
COUNTY OF BROWARD)

The foregoing certificate was acknowledged before me this 11th day of October, 1993, by Jody L. Warren, who is personally known to me.


Notary Public - State of Florida

/ SAAD # 11

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In Re Applications of

MM Docket No. 93-75

TRINITY BROADCASTING OF FLORIDA,
INC.

BRCT-911001LY

For Renewal of License for
Television Station WHFT (TV)
Miami, Florida

GLENDAL E BROADCASTING COMPANY

BPCT-911227KE

633 South Federal Highway
Fort Lauderdale, Florida
September 15, 1993
Wednesday, 2:10 p.m.

DEPOSITION OF WILLIAM THOMPSON

Taken before Jody L. Warren, Shorthand
Reporter, Notary Public for the State of Florida at
Large, pursuant to Notice of Taking Deposition filed
in the above cause.

COPY

Federal Communications Commission

Docket No. 93-75 Exhibit No. S. 11

Presented by Honig

Disposition	{	Identified	<u>DEC 3-1993</u>
		Received	
		Rejected	<u>DEC 3-1993</u>

Reporter A. Waldman

DEC 3-1993 "

APPEARANCES:

MULLIN, RHYNE, EMMONS & TOPEL
By: EUGENE F. MULLIN, ESQUIRE
on behalf of Trinity.

RONDA R. ROBINSON, ESQUIRE
on behalf of SALAD.

I N D E X

<u>Witness</u>	<u>Direct</u>	<u>Cross</u>
WILLIAM THOMPSON	3	

EXHIBITS

Trinity Exhibit 30 and 31	3
SALAD Exhibit 4	48

1 (Thereupon, Trinity Exhibit 30 and 31 were
2 marked for identification by the court reporter.)

3 Thereupon:

4 WILLIAM THOMPSON

5 was called as a witness and, having been first
6 duly sworn, was examined and testified as follows:

7 BY MS. ROBINSON:

8 Q. Could you state your name and address for
9 the record?

10 A. My name is William Thompson, Junior. I
11 live at 4881 Northwest 93rd Avenue, Sunrise, Florida.
12 Do you need the zip? 33351.

13 MS. ROBINSON: Your witness. His resume is
14 being faxed.

15 CROSS EXAMINATION

16 BY MR. MULLIN:

17 Q. Mr. Thompson, I'm attorney for the licensee
18 for Channel 45, WHFT.

19 Your office is downtown Miami, is it not,
20 sir?

21 A. Yes.

22 Q. Your organization Housing Opportunities
23 Project for Excellence, Incorporated, which you call
24 Hope, Inc., that's a Florida corporation?

25 A. Yes.

1 Q. You've described it as a not for profit
2 corporation, would I be correct in assuming there are
3 no stockholders?

4 A. None.

5 Q. Are there members or participants?

6 A. There are members and board of directors.

7 Q. How many members are there in the
8 corporation?

9 A. I did a count this past year. I can give
10 you an approximate, but I don't have --

11 Q. That's all right.

12 A. I would say 100.

13 Q. 100 members?

14 A. Yes, approximately.

15 Q. How many board of directors?

16 A. There are fifteen.

17 Q. Is the board elected annually?

18 A. They're elected to a three year term. It's
19 a -- Every year five members are up for reelection.

20 Q. I see.

21 A. So that you can have an ongoing board.

22 Q. And the members participate in the election
23 of the board of director members?

24 A. Right.

25 Q. First of all, let's tell you we've had some

1 documents identified here as Trinity Exhibit 30, the
2 notice of deposition that you received and as Trinity
3 Exhibit 31, we have the subpoena that you received
4 and in Trinity Exhibit 31, the subpoena, there is an
5 attachment which consists of your statement. It's a
6 one page statement with the signature on the second
7 page. That's the document I'll be principally asking
8 you about.

9 First, however, would you look at the
10 Exhibit A in Exhibit 31. Miss Robinson, will show
11 you where that is.

12 I want you to look, if you would, please,
13 sir, at the paragraphs at the top of the page
14 numbered one, two and three, a description of certain
15 documents that you are to produce if you have them.

16 Would you look that over and tell me if you
17 have any documents that are within the scope of those
18 paragraphs.

19 A. Yes, I have some here.

20 Q. Can I look at those, sir?

21 A. I have this and the rest of this is
22 just - this is a notice of deposition and that's not
23 listed there, I don't think. That's it then.

24 Q. May I have just a moment to look over the
25 documents that you have provided?

1 A. (Witness proffers.)

2 Q. Sir, the document in this proceeding that
3 we refer to as Trinity Exhibit 5 for purposes of
4 reference is one of the documents which you have a
5 copy in the materials you just showed me, and I will
6 ask you -- Again, Miss Robinson has a copy and I ask
7 you to look at her copy.

8 Would you look at the last page of that
9 document and in particular Question 2 on that last
10 page. The question is, are you a regular viewer of
11 Channel 45? You prepared, did you not, a written
12 response to that question and the response was no?

13 A. That's correct.

14 Q. That would be true, would it not, in the
15 calendar years from 1987 to 1981 which is the period
16 we're particularly --

17 A. Yes, it would be. I'm still not a regular
18 viewer.

19 Q. In that particular time frame, '87 through
20 '91, did you do any viewing at all of Channel 45 that
21 you can now recall?

22 A. Not for any length of time. I have -- I
23 think five minutes is the most I ever watched a
24 program.

25 Q. Would it be fair to say that any viewing

1 you did was incidental and probably while you were on
2 your way to viewing other programs or changing the
3 channel?

4 A. Probably, yes.

5 Q. In the documents that you just provided to
6 me that I've now handed back to you, there were
7 several Issues/Programs Lists, were there not?

8 A. Yes.

9 Q. But the only Issues/Programs Lists that you
10 chose to refer to in your Declaration, your one page
11 Declaration, was the Issues/Program List that covered
12 the subject of housing?

13 A. That's correct.

14 Q. Did you review the others at all?

15 A. I scanned them, but to say a complete
16 review, I did not for the simple reason that housing
17 is my area of expertise and that's the area that I
18 feel most comfortable commenting on.

19 Q. And you found that the Issues/Programs List
20 that you did review, which is referred to in this
21 proceeding for convenience as Trinity Exhibit 12, was
22 titled "Housing and Homelessness", did you not?

23 A. Yes.

24 Q. And you concluded after reviewing it that
25 it dealt largely with the issue of homelessness and

1 did not deal with housing in the sense that your
2 organization deals with housing?

3 A. That's correct.

4 Q. Would it be fair to say that you do not
5 object to the station presenting programs on the
6 issue of homelessness?

7 A. Definitely not.

8 Q. You agree that that's an issue and a
9 problem in South Florida?

10 A. Yes.

11 Q. In your written exhibit which is Exhibit
12 31, in Exhibit 31 your one page Declaration, I see
13 the word "unlawful" twice and I want to make sure I
14 understand the purpose of that.

15 I am looking now in paragraph numbered one,
16 the last sentence, the last line, where you say that
17 race and sex discrimination is, and I'm going to
18 paraphrase, an unlawful housing practice.

19 A. Yes.

20 Q. Is it unlawful under the laws of the State
21 of Florida or the ordinances of Dade County or is it
22 unlawful in some other sense?

23 A. It's unlawful in the Federal, State and
24 County Fair Housing Ordinance.

25 Q. There are then -- Let me take it one at a

1 time and I'm not quarreling, I just simply want to
2 get it defined. Let's take it at the lowest level
3 first.

4 In Dade CountyI there are ordinances, are
5 there not, that expressly prohibit race and sex
6 discrimination in housing?

7 A. Yes.

8 Q. That would include the sale of housing?

9 A. Sale, rental.

10 Q. Financing?

11 A. Financing, yes.

12 Q. That's a fair summary?

13 A. That's a fair summary.

14 Q. Is there also a State law provision to the
15 same effect?

16 A. There is.

17 Q. And --

18 A. There is also a Federal law to the same
19 effect.

20 Q. In your exhibit - In your Declaration,
21 Paragraph 2, the next to last sentence, the word
22 unlawful appears again and it seems to me at that
23 point that it refers back to the prior sentence and
24 implies that discrimination in housing is unlawful if
25 based on race, religious belief, sex or sexual

1 preference.

2 Focusing just on the last, sexual
3 preference, is that prohibited by the ordinance of
4 Dade County?

5 A. Sexual preference is not prohibited.

6 Q. Is it prohibited by the law of the State of
7 Florida?

8 A. No, nor of the Federal.

9 Q. But --

10 A. Okay.

11 Q. Can we agree that --

12 A. Sexual preference should not be there.

13 Q. All right. But discrimination in housing,
14 sale, rental or financing on the basis of race,
15 religious belief, sex is violative of the laws of all
16 three levels of government?

17 A. Right.

18 Q. In the Dade County ordinances relating to
19 housing discrimination, are there remedies provided
20 for persons who believe they have been discriminated
21 against in violation of the ordinances?

22 A. Yes.

23 Q. There are procedures for complaints, is
24 that correct?

25 A. Correct.

1 Q. For investigation of complaints?

2 A. There is an outline for receipt,
3 investigation and remedying the results of
4 discrimination.

5 Q. Is there?

6 A. In the county.

7 Q. Also, a provision for civil fines to be
8 leveled against persons who are guilty of violating
9 the ordinance?

10 A. Yes. There is a board - Dade County Equal
11 Opportunity Board which is a quasi-judicial board
12 which receives the complaints and investigates those
13 complaints and during the investigations of those
14 complaints, if there is an issue of denial, then
15 those complaints are forwarded to my organization and
16 we investigate for the county.

17 Q. You're the investigator for Dade County?

18 A. In that particular instance when there is
19 denial of rental or sale due to one of the protected
20 classes.

21 Q. And your office is funded in this
22 investigation by the county?

23 A. We're funded by the city, the county and
24 the U.S. HUD.

25 Q. And who?